



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: : Confirmation No: 3031  
: :  
Yoshikazu TANI : : Group Art Unit: 1732  
: :  
Serial No.: 10/551,444 : : Examiner: Not Assigned  
: :  
Filed: September 29, 2005 : :  
For: EXTRUDING CONTAINER OF APPLYING FILLER

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Applicants note that the Official Filing Receipt, copy enclosed, in the above-identified application contains the following error.

Specifically, the title is incorrect. It should state "**Extruding container of applying filler**", not Extruding container or applying filler.

Attached are copies of the Declaration and Application Data Sheet (ADS) as filed with the application with the title highlighted. The error therefore is believed to be chargeable to the USPTO and no fee is required. However, if any fees are deemed necessary, they may be charged to Deposit Account #02-0200. A duplicate of this request is enclosed.

Accordingly, it is respectfully requested that the USPTO data base for this application be corrected and a CORRECTED Filing Receipt be issued for this application and forwarded to the undersigned as soon as possible.

Respectfully submitted,  
BACON & THOMAS, PLLC

By:   
Richard E. Fichter  
Registration No. 26,382

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REF:cjw  
Correction to OFR.wpd  
October 2, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 Alexandria, Virginia 22313-1450  
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| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|-----------------|----------|----------|----------|
| 10/551,444 | 09/29/2005                | 1732     | 1250          | TANI3011/REF    | 43       | 13       | 1        |

CONFIRMATION NO. 3031

## FILING RECEIPT



\*OC000000020565052\*

23364  
 BACON & THOMAS, PLLC  
 625 SLATERS LANE  
 FOURTH FLOOR  
 ALEXANDRIA, VA 22314

Date Mailed: 09/25/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Yoshikazu Tani, Kita-ku, Tokyo, JAPAN;

## Assignment For Published Patent Application

Tokiwa Corporation, Gifu, JAPAN

Power of Attorney: The patent practitioners associated with Customer Number 23364

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP05/13519 07/15/2005

## Foreign Applications

JAPAN 2004-326946 10/11/2004

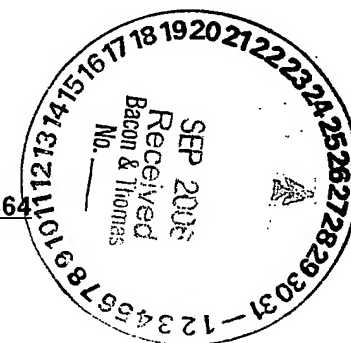
If Required, Foreign Filing License Granted: 09/24/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/551,444**

Projected Publication Date: 01/04/2007

Non-Publication Request: No

Early Publication Request: No



**Title**

Extruding container or applying filler

**Preliminary Class**

264

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

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7-04-085  
(7-05-085)  
7-05-092

# DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

As a below named inventor, I hereby declare that I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention (Design, if applicable) entitled:

Title: **EXTRUDING CONTAINER OF APPLYING FILLER**

the specification of which (check at least one of the first three boxes below, as applicable):

|                                     |   |                            |
|-------------------------------------|---|----------------------------|
| <input type="checkbox"/>            | is attached hereto.                                 |                            |
| <input type="checkbox"/>            | was filed on (day-month-year)                       | as U.S. Application Number |
| <input checked="" type="checkbox"/> | was filed on <b>15/7/2005</b>                       | as PCT Application Number  |
|                                     |   | <b>PCT/JP2005/013519</b>   |
| <input type="checkbox"/>            | and (if applicable) was amended on (day-month-year) |                            |

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed on the Application Data Sheet, and have also identified on the Application Data Sheet any foreign application for patent or inventor's certificate having a filing date before that of each application on which priority is claimed.

I hereby claim the benefit under Title 35 U.S. Code §119(e) of any U.S. provisional applications listed on the Application Data Sheet.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating The United States of America listed on the Application Data Sheet, and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** I (We) hereby appoint as my (our) attorneys, with full powers of substitution and revocation, to prosecute this application including the submission and amendment of an application data sheet (37 CFR §1.76), to take instructions from my (our) agent, to receive all communications at the address stated on the Application Data Sheet, and transact all business in the Patent and Trademark Office connected therewith: J. Ernest Kenney, Reg. No. 19,179; Eugene Mar, Reg. No. 25,893; Richard E. Fichter, Reg. No. 26,382; Thomas J. Moore, Reg. No. 28,974; Eric S. Spector, Reg. No. 22,495; Felix J. D'Ambrosio, Reg. No. 25,721; Joseph DeBenedictis, Reg. No. 28,502; Benjamin E. Urcia, Reg. No. 33,805; and Chung C. Chen, Reg. No. 31,725; each of Bacon & Thomas, PLLC, and

|   |   |
|---|---|
| Full Name of First or Sole Inventor<br><b>TANI, Yoshikazu</b> | Post Office Address<br>c/o Packaging Development Department, Cosmetics Division,<br>Tokiwa Corporation, 1-27-7 Oji, Kita-ku, Tokyo, 114-0002, Japan |
| Citizenship<br><b>Japan</b>                                   | Residence (city, and either state or foreign country, MPEP §605.02)<br><b>Kita-ku, Tokyo</b>  |
| Date<br><b>August 18, 2005</b>                                | Signature<br>   |

☐ See following page(s) for additional joint inventors.

(13Jan2004)



Application Data Sheet  
Application Information

|                                  |   |
|----------------------------------|---|
| Application type::               | National Stage                            |
| Subject matter::                 | Utility                                   |
| CD-ROM or CD-R::                 | None                                      |
| Number of CD disks::             | 0   |
| Number of copies of CDs::        | 0   |
| Sequence submission?::           | No  |
| Computer readable form (CRF)?::  | No  |
| Number of copies of CRF::        | 0   |
| Title::                          | EXTRUDING CONTAINER OF<br>APPLYING FILLER |
| Attorney docket number::         | TANI3011/REF                              |
| Request for early publication?:: | No  |
| Request for non-publication?::   | No  |
| Suggested drawing figure::       |   |
| Total drawing sheets::           | 43  |
| Small entity?::                  | No  |

Applicant Information

|                                     |                |
|-------------------------------------|----------------|
| Applicant authority type::          | Inventor       |
| Primary citizenship country::       | Japan          |
| Status:                             | Full capacity  |
| Given name::                        | Yoshikazu      |
| Middle name::                       |                |
| Family name::                       | TANI           |
| Name suffix::                       |                |
| City of Residence::                 | Kita-ku, Tokyo |
| State or province of<br>residence:: |                |
| Country of residence::              | Japan          |

Street of mailing address:: c/o Packaging Development  
Department, Cosmetics Division,  
Tokiwa Corporation, 1-27-7 Oji

City of mailing address:: Kita-ku, Tokyo

State or province of mailing  
address::

Country of mailing address:: Japan

Postal or zip code of mailing  
address:: 114-0002

#### Correspondence Information

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Fax number:: 703-683-1080

E-mail address:: rfichter@baconthomas.com

#### Representative Information

Representative customer number:: 23364

#### Domestic Priority Information

| Application::    | Continuity Type:: | Parent<br>Application:: | Parent<br>Filing<br>Date:: |
|------------------|-------------------|-------------------------|----------------------------|
| This application | National stage of | PCT/JP05/13519          | 15/07/2005                 |
|                  |                   |                         |                            |
|                  |                   |                         |                            |
|                  |                   |                         |                            |

#### Foreign Priority Information

| Country:: | Application number:: | Filing<br>Date:: | Priority<br>claimed:: |
|-----------|----------------------|------------------|-----------------------|
| Japan     | 2004-326946          | 10/11/2004       | Yes                   |
|           |                      |                  |                       |

Assignee Information

|   |                                    |
|---|------------------------------------|
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| City of mailing address::               | Gifu                               |
| State or province of mailing address::  |                                    |
| Country of mailing address::            | Japan                              |
| Postal or zip code of mailing address:: | 508-0024                           |